

US EPA ARCHIVE DOCUMENT

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25

1 is not true. This is an attack on coal mines, you  
2 will never be on the same level as all these great  
3 miners standing before you. Do the right thing.  
4 Protect our valuable resource. Protect the miner.

5 MR. SASLOW:

6 Thank you so much. I would now call 601  
7 to 622 to go to the gold curtain. If anybody else  
8 would like to speak what you think. With that, let's  
9 go to Barbara Altizer, Eastern Coal Council.

10 MS. ALTIZER:

11 Hi, I'm Barbara Altizer. I'm with the  
12 Eastern Coal Council. Thank you for this opportunity  
13 to speak in regard to Spruce Number One Mine in Logan  
14 County, West Virginia. EPA has stated its plan to  
15 begin the veto process for the surface mine permit  
16 already granted and approved by the Army Corps, by  
17 EPA, and other regulatory agencies. Today when  
18 American jobs are hard to come by, EPA is actually  
19 beginning the process of destroying coal mining and  
20 mining-related jobs seems mind boggling, particularly  
21 as our country is struggling to create jobs.

22 I implore EPA's input, to correctly  
23 review the environmental impact before issuing it.  
24 This action that you're taking disregards the  
25 expertise of the people involved in the process

1 including EPA.

2                   How can a company be sure that after the  
3 permit has been issued that EPA won't change its mind  
4 and decide to revisit it? Businesses cannot operate  
5 under such decisions and uncertainty and this is an  
6 unsettling and unjustified decision. The coal  
7 industry continues to invest in research and  
8 technology to improve mining and seeking the best  
9 technologies for restoring the land after the coal has  
10 been mined.

11                   These companies donate and support to the  
12 communities they need. There are scholarships for  
13 education and so on. Thank you.

14                   MR. SASLOW:

15                   Robert Brawner. No? Mr. Mike Carey from  
16 Ohio Coal Association.

17                   MS. BOND:

18                   Good evening. I'm not Mike Carey. My  
19 name is April Bond (phonetic) and I am here on behalf  
20 of the Ohio Coal Association. I am here tonight to  
21 bring to the great folks of West Virginia in the  
22 mining community to Arch Coal and to the Spruce miners  
23 and their families, I am here to bring you the full  
24 unwavering support of Ohio's coal community. The  
25 thousands and thousands of Ohioans in the Ohio coal

1 industry send me here today.

2 West Virginia, we support you. We  
3 support your efforts to defend you in this action. We  
4 support your efforts to ask for fair, legal treatment  
5 under the law. We support your regulatory right to  
6 mine coal under a lawful permit. West Virginia, we  
7 support you.

8 This is an unprecedented action. U.S.  
9 EPA is attempting to revoke an active permit. You  
10 know the laws. We know that of the Appalachians is in  
11 violation of the Constitution of this country. We  
12 know that the legal authority violates the law. We  
13 know that regulation policy is arrogant and the  
14 shadows and will not be tolerated by the courts of  
15 this country. U.S. EPA, your attempt to revoke the  
16 Spruce Number One permit will not go unnoticed. Your  
17 attitude towards the Appalachian coal community will  
18 not go unnoted. Your intent to shut down the coal  
19 industry will not go unnoted. For the miners in West  
20 Virginia, to the West Virginia coal industry, Ohio is  
21 here to support you. Thank you.

22 MR. SASLOW:

23 Terry Headley from Logan Coal Vendors.

24 MR. HEADLEY:

25 This is not about a single permit. It's

1 about the future of mining and future of this state.  
2 This action that you take will make it almost  
3 impossible to justify future investments in mighty  
4 Appalachia. How can a company justify investing in  
5 West Virginia or Appalachia when they can't even be  
6 sure of that EPA or some other agency decide to change  
7 the rules and make the permit worthless?

8           But beyond that, this action is causing  
9 fear that working homes across the region. Moms,  
10 dads' livelihood depends on mining. They worried  
11 about losing their jobs, their homes, and their  
12 abilities to support their families. The entire  
13 community depends on mining, it's our livelihood, it  
14 will begin to be ghost towns across the region. This  
15 is not an exaggeration. These are very real figures.

16           As individual communities, West Virginia  
17 will make the dust bowl and the great depression pale  
18 in comparison. There's talk coming from Washington  
19 about economic justice and environmental justice. But  
20 there's nothing just about your action. There's  
21 nothing fair about your action.

22           We heard complaints from the industry.  
23 Gentlemen, it doesn't take much to invoke fear.  
24 You've done a very good job at that yourself. And  
25 your actions are creating great fear and anger that is

1 nothing short of environmental terrorism. And I do  
2 not make that statement lightly. Your policy and your  
3 actions provoke people. Your policies and your  
4 actions are breaking communities making Washington no  
5 more than to consider nothing ---. Impact their  
6 actions on people. Please put our people, our  
7 families ahead of politics and do the right thing.  
8 Thank you.

9 MR. SASLOW:

10 Greg Higdon, Kentucky Association of  
11 Manufacturers. No? I'll go to Elliott Maynard,  
12 private citizen.

13 MR. MAYNARD:

14 Hello. I'm Elliott Maynard. I'm from  
15 Mingo County, and I'm running for Congress in the  
16 Third District of West Virginia, the district that  
17 mines more coal than any other district in West  
18 Virginia and the nation. I'm running for Congress so  
19 we can continue to mine coal in spite of the EPA and  
20 the Obama administration. And we're going to mine  
21 coal. Make no mistake. We're going to continue to  
22 mine coal and we're going to mine coal at this mine,  
23 Spruce.

24 I've listened for about three hours here  
25 tonight to all of this. It is pretty clear that the

1 people in this room have strong feelings about this  
2 issue. I have strong feelings about this issue as  
3 well. I believe that you folks with the Obama  
4 administration have declared war on coal, and I  
5 believe the only way to really stop the war on coal is  
6 to fire Congress, fire Lisa Jackson, and fire the EPA.

7           And this November when I'm elected to  
8 Congress, we will fire Lisa Jackson. I know that none  
9 of you on this stage tonight who flew in here on your  
10 multiple million dollar, large J-5 jet that landed at  
11 this airport, I know that none of you will be making  
12 this decision. You're not the policy maker, we know  
13 that. One person can make this decision, maybe two.  
14 Lisa Jackson will make this decision. I suspect that  
15 the decision's probably already been made. But let me  
16 tell you, hurry to do what you're going to do because  
17 November is coming. And when November comes, it all  
18 changes. It's a different ball game. We will take  
19 this country back. We will take the government back.  
20 Thank you.

21           MR. SASLOW:

22           Number 597, Bill Reid from Coal News.

23           MR. REID:

24           Good evening. My name is Bill Reid. I'm  
25 the publisher of Coal News newspaper. First I want to



1 thank the EPA for having this hearing and giving us  
2 all the opportunity to speak on this very emotional  
3 subject. In spite of my accent, I'm from Bluefield,  
4 West Virginia, the heart of coal country. And I want  
5 to make it clear that I'm in favor of the Spruce  
6 mining project and I oppose this attempt to stop it.

7           A young lady earlier this evening who was  
8 on the opposite side than I am on referred to the EPA  
9 mission statement on your website. And I quote, the  
10 mission of the EPA is to protect human health and to  
11 safeguard the natural environment, air, water, land on  
12 which life depends, end of quote. But if mining were  
13 closed, poverty and sickness and mental health  
14 problems occur, the very opposite of EPA's mission,  
15 quotes, to protect human health, end of quote.

16           I would also refer you to one four of the  
17 EPA purpose also on your website. Quote,  
18 environmental protection is an integral consideration  
19 in U.S. policies concerning natural resources, human  
20 health, economic growth, end of quote, et cetera.  
21 Once again, if the mines are closed, this is not a way  
22 to, quote, economic growth, end of quote. In fact, it  
23 is exactly the opposite of EPA's mission statement.

24           We need to remember the first base of  
25 running is people, not government. Many surveys show

1 that the people are highly discontent with government  
2 more than ever before. Government needs to listen to  
3 the people. We need to never forget that coal mining  
4 jobs make this country, and coal mining jobs are red,  
5 white, and blue jobs. Thank you very much.

6 MR. SASLOW:

7 Number 598, John Smith. 599 is Debrina  
8 Williams from the Logan County Chamber of Commerce.

9 MS. WILLIAMS:

10 Good evening. My name is Debrina  
11 Williams. I'm the executive director of Logan County  
12 Chamber of Commerce in Logan, West Virginia. The  
13 center is located in the heart of West Virginia's coal  
14 fields. Nowhere is the issue of coal mining jobs more  
15 important than our region. I'm here today for two  
16 reasons.

17 First, on behalf of the businesses in  
18 Logan County I'd like to express my sincere  
19 disappointment in EPA regulations as to Spruce mine's  
20 Clean Water Act permit. Hundreds of men and women in  
21 our county depend on the coal mine to provide for  
22 their families. And the families and small businesses  
23 rely on the disposable income. So by revoking the  
24 permit that was legally granted by EPA has threatened  
25 countless jobs and the livelihood of Logan County

1 citizens.

2           The federal government is doing its best  
3 to shut down coal mining in Appalachia posing more  
4 concern that the federal government can now go back on  
5 their word after granting a legal permit to mine coal.  
6 What will stop them from doing the same to other  
7 businesses and other industries that receive and  
8 require permits to conduct their day-to-day commerce?  
9 I urge EPA to reconsider their decision and to allow  
10 the permit to go forward.

11           The chambers across West Virginia from  
12 the northern panhandle to the southern parts and from  
13 Huntington in the west to Elkins in the east bring  
14 along their concerns about the ongoing actions by EPA  
15 against coal mining, coal workers, their families, and  
16 their communities. This will virtually eliminate coal  
17 mining of any kind in West Virginia.

18           Since my time is limited we will be  
19 sending the form letters to the EPA expressing more  
20 fully our concerns and our thoughts. Thank you for  
21 allowing me the opportunity of addressing you this  
22 evening.

23           MR. SASLOW:

24           Number 600, Amanda KleeB, Shafer  
25 Brother's Construction. 604, Robert Goodwin, Coal

1 River Mountain Watch

2 MR. GOODWIN:

3 I'm Robert Goodwin and I've worked for  
4 the past three months on the permit mining protection  
5 and also their inspections in coal valley. I've heard  
6 some very destructive comments for the EPA in regard  
7 to its decision. I support the veto. However, I feel  
8 more regulatory improvements are needed in order to  
9 simplify the system at the request of the coal  
10 companies.

11 One simple thing that I have noticed in  
12 my work in the past three months is almost every  
13 single mountaintop removal permit has four simple  
14 variances of surface mining law. Number one, I think  
15 all of this can very simply be solved by saying stop  
16 issuing variances to the extreme. This is in almost  
17 every single surface mining permit. Why is the law  
18 there if you never follow it?

19 Number two, topsoil substitutes. I don't  
20 think crushed rock is a topsoil substitute, and that  
21 happens. Contemporaneous reclamation. There are  
22 provisions in this matter to perform reclamation on  
23 schedule as needed. Full copies of variances for  
24 this. And I urge the EPA, consider restricting the  
25 West Virginia duty from these variances.

1           As a final note, approximately ---  
2 contour. That is variance that enables mountaintop  
3 removal mining. I believe we also have some  
4 constructive comments for the coal industry. I think  
5 you should perform an economic analysis on what it  
6 would take to mine without the variances. And if it  
7 costs more, well, bridge the gap. Thank you.

8           MR. SASLOW:

9           Thank you. Our next, John Dawson, a  
10 private citizen

11          MR. DAWSON:

12           I come here tonight to mourn the demise  
13 of democracy due to a lack of interest. Like coal  
14 miners, I prefer to get down and dirty. I think the  
15 environmentalists tonight have asked you all to stand  
16 up, but I maintain that you all are propped up behind.

17           I'd like to know how you all got your  
18 jobs. And it's very easy to say no. In fact, Mrs.  
19 Ray began to use that term and I found that it's so  
20 easy in these negative times to say no to everything  
21 except drugs.

22           And the environmentalists, I support the  
23 nature of their service. Their solution is if you  
24 don't like it, then bye. I learned the word  
25 conductivity tonight and the suggestion that I put in

1 the box is basically dilution. And when you dilute  
2 the water that it will not be as conductive. And to  
3 quote Rodney King, we will all just get along.

4 My suggestion goes by the laws of  
5 physics. Water runs downhill. And I want to buy that  
6 water and put people to work in a seamless job that  
7 will last 25 years. You'll see my suggestion. And it  
8 will put people to work in real jobs and last for 25  
9 years with a lot of money being paid for real truck  
10 drivers. Thank you.

11 MR. SASLOW:

12 Thank you, sir. The next speaker,  
13 Matthew Noerpel, private citizen.

14 MR. NOERPEL:

15 Hello. I'm Matthew Noerpel. I would  
16 like to first thank you for the opportunity for this  
17 permit and ask you to continue looking at all of the  
18 permits that are coming down, including the ones that  
19 are stalled in the works. Everyone just keeps talking  
20 about the economy and how much coal is a part of it,  
21 and it isn't part of it.

22 But West Virginia is one of the poorest  
23 states in the country. And this is the first permit  
24 that's being rejected. That's why I'm so upset. And  
25 every other one has been approved. But yet we're

1 still one of the poorest states in the country. The  
2 money's not staying in Logan County. It's going to  
3 St. Louis or Richmond. It's going outside of West  
4 Virginia. Every single permit owner, the money is  
5 going outside of West Virginia. And to continue  
6 booking, you've been saying that things are going to  
7 get better, another permit, things will get better.  
8 They've been saying that for as long as I've been  
9 around, and things aren't looking better. To continue  
10 to say so is crazy.

11 And EPA, I just want to thank you for  
12 revoking this permit and I hope you stick to it.  
13 Thank you.

14 MR. SASLOW:

15 Number 607, Michael Morrison.

16 MR. MORRISON:

17 Hi, my name's Michael Morrison. I'm a  
18 native West Virginian. I live in Calhoun County.  
19 I've been for the Ohio valley on the coal issue for  
20 several years. This issue's near to my heart. And  
21 no, I believe the EPA, it should be revoked. This is  
22 a no-brainer. This permit, the Spruce Mine Number One  
23 should be revoked. It does not meet the Clean Water  
24 Act as defined by federal law. And again, it does not  
25 meet the Clean Water Act as defined by federal law.

1 Our state's being destroyed, our mountains, our water.  
2 It's turned --- it's changed into a whore. And I just  
3 want to thank the EPA for the opportunity for me to  
4 speak and having a civil discussion from both sides.  
5 Thank you.

6 MR. SASLOW:

7 Next, Fred Joseph, a private citizen.

8 MR. JOSEPH:

9 Gentlemen, you've probably heard all you  
10 want to hear about mountaintop removal and coal  
11 mining. In fact, the question isn't about coal mining  
12 or about mountaintop removal. It's about water  
13 quality. And in your own statement you say the EPA  
14 has reason to believe that the Spruce Mine is  
15 currently authorized --- it's authorized could result  
16 in unacceptable, adverse effects to fish and wildlife.  
17 Where are the human beings?

18 I can take you 30 minutes from --- here  
19 to a 100,000 gallon waste treatment plant that's  
20 putting water into the river. When does the EPA  
21 become interested in the water that we drink from the  
22 rivers? You can blame it on mountaintop removal. You  
23 can blame it on anything you want. But you are not  
24 doing your job. There's 9,000 inoperable sewage  
25 treatment plants in the United States today. You're



1 interested in West Virginia's water? The United  
2 States of America needs to be interested in America's  
3 water, not West Virginia's water as much.

4           You're trying to shut down an entire  
5 industry on the premise that you're trying to purify  
6 the water when in fact that is not the case. The case  
7 is you're not doing your job. There's sanitary water  
8 into the river from sewer systems that are inefficient  
9 and not operating as they should be at this point.  
10 Ms. Jackson is avoiding the issue because it's  
11 something she cannot handle because it's a countrywide  
12 problem. She's diverting it with a cloud of dust  
13 through a mountaintop removal of West Virginia. All  
14 these folks who want to talk about mountaintop removal  
15 and coal mining, that extraction problem we'll address  
16 some other time. But today we're trying to address  
17 the water quality problem. And you are not doing your  
18 job for the water quality in the United States of  
19 America. That is where the problem lies, with you  
20 folks.

21           MR. SASLOW:

22           609, Scott McGilray, a private citizen.

23           MR. MCGILRAY:

24           My name's Scott McGilray. I'm a Logan  
25 County resident and a Christian Coal Miner. I thank

1 you for the opportunity to address you. All I have to  
2 say is what I see. I see jobs going away. We've got  
3 the economy here. We've got coal here. And as far as  
4 to my Christian brothers on the other side of the  
5 fence, they need to read Genesis chapter two where it  
6 says God gave us dominion over everything that crawls,  
7 flies, and creeps upon the earth. He also says that  
8 we're to subdue the earth. There's no mistake that he  
9 made a rock. Let West Virginia coal miners do what we  
10 do. We can do it responsibly. We can do it safely.  
11 It's been done in the past.

12 I live at the foot of two reclaimed mines  
13 and downstream from two active mines. This January  
14 going down the road, snow-covered road, and snow-  
15 covered creek basin I seen on the bank a blue herring,  
16 a gray herring. It was a big bird eating who knows  
17 what out of the creek in January, snow-covered or not.  
18 Why? Because there was life in that stream. There  
19 was things there for him to eat. Because there was  
20 minnows or other little bugs that you like to do  
21 whatever with. They're all there.

22 Can't be done responsibly. Let us do our  
23 job. We'll follow the rules. Don't jerk the rug out  
24 from under us. Thank you.

25 MR. SASLOW:

1                   Thank you.   Aaron Smith, Coal River  
2 Mountain Watch.

3                   MR. SMITH:

4                   I appreciate you.   What we have here is a  
5 concern for future jobs in the coal fields.   And I'm  
6 just not sure we're being creative enough on how we're  
7 putting people to work.   And it is up to our  
8 government industry to hold our corporations  
9 responsible for creating these jobs.

10                  Speaking further on the future of jobs,  
11 what happens when the mining company pulls out and  
12 leaves a community to drown in the water it has  
13 polluted?   Like in Whitesville, West Virginia, 20  
14 minutes away from where I reside.   It was once a  
15 booming town.   Now it can barely support two street  
16 lights, windows are boarded up, because the coal mine  
17 pulled out.

18                  Let's talk about the watersheds.   This  
19 valley are being blocked and polluted.   What happens  
20 to the palpable water in the streams?   It won't be so  
21 palpable anymore.   It's there.   But it's filled with  
22 heavy metals and carcinogens.   The cancer rate goes  
23 up, quality of life goes down, the future of our  
24 communities gets choked out.   On what Mr. Rahall said  
25 earlier tonight, if our environment is in danger, it's

1 because our government agencies aren't trying hard  
2 enough. And I totally agree with your statement.  
3 People are determined to take a step in the right  
4 direction for the EPA. Please, put pressure on these  
5 corporations to take responsibility for the future of  
6 our communities. Thank you for your time.

7 MR. SASLOW:

8 Keith Best, Sauls Seismic, Inc.

9 MR. BEST:

10 I stand here today like many others in  
11 this room, a proud son of a West Virginia surface coal  
12 miner. But I'm also here as the voice of nearly 90  
13 employees and their families at Sauls Seismic company.  
14 Of these 90, 15 are hard-working West Virginians.  
15 They, like me, want to know one thing. Where will you  
16 stop? When mountaintop mines are banned? When  
17 surface mining is banned? Or when all mining is  
18 banned?

19 These hard-working coal miners, vendors,  
20 and suppliers for coal industry in this country face a  
21 challenge like any other in American history. No  
22 matter how hard we work or how quickly our nation's  
23 economy might recover, we may soon face there being no  
24 work because of an unprecedented decision of our own  
25 government. It is a fearful thought that the United

1 States government agencies will one day praise a  
2 company's efforts and the next day take away their  
3 ability to work. And though fearful it may be, that  
4 is exactly what had happened.

5           At a time when our government claims  
6 they're trying to stimulate our economy, it threatens  
7 the one industry that does more for this state's  
8 economy than any other. Is that what the  
9 administration means by change? Keep the change. We  
10 don't want it. All those words are of one of our  
11 founding fathers. Thomas Jefferson said a wise and  
12 frugal government which shall leave men free to  
13 regulate their own industry and improvement and shall  
14 not take from the mouth of labor the bread he has  
15 earned. This is some good government. The coal  
16 miners of this country have earned the right to  
17 continue to mine that coal responsibly. A wise  
18 government will not take away this right. Thank you.

19           MR. SASLOW:

20           Eli Rouse?

21           MR. ROUSE:

22           Yes, that's correct. I'd like to draw  
23 your attention to the West Virginia Department of  
24 Natural Resources fishing regulations summary for  
25 2010. And in particular, the pages that indicates the

1 statewide consumption advisories for the fish in the  
2 waters in the State of West Virginia. They are  
3 considerable. Many of these apply to all fish in the  
4 State of West Virginia. All waters. Quite a number  
5 of the rivers, especially in the coal fields are  
6 heavily impacted. Selenium is particularly associated  
7 with strip mining.

8           I support the rule of law. I do not  
9 believe that the cumulative hydrologic impact on the  
10 coal river watershed was properly considered in the  
11 original issuance of this permit. I urge you to  
12 protect the waters of the states and take into  
13 consideration the impact on all of the peoples of the  
14 United States and the waters of the United States in  
15 that these streams from our mountains go all the way  
16 down to Louisiana and out into the Gulf. This  
17 pollution is considerable.

18           Our DEP of West Virginia has failed to  
19 protect these waters. The federals, you have also  
20 failed to protect our waters. They're badly polluted.  
21 And the issuance of this additional pollutions by the  
22 waters draining through these disturbed rocks and  
23 leaking out all of the minerals, eventually ending up  
24 in the stream as they will continue to make the  
25 streams deteriorate, letting fish ---. Thank you very

1 much.

2 MR. SASLOW:

3 Thank you, sir. Richard Ball. Richard  
4 Ball? Laura Steepleton.

5 MS. STEEPLETON:

6 Good evening. I'd like to first of all  
7 thank EPA for being here, their representatives for  
8 taking your time. I'd also like to thank everyone for  
9 being here. And I came here, actually wasn't planning  
10 on speaking but I'm glad I am.

11 I support the veto that EPA's proposing  
12 right now for the Spruce mine, and I'd also like to  
13 ask that they strictly review other surface mines, not  
14 just throughout the Appalachia but throughout the  
15 whole United States. I moved to West Virginia two  
16 years ago and have been down here in southern coal  
17 fields for just a year now. So yeah, I'm not from  
18 here, but I came here because I care about people.

19 I love trees and bugs and mountains. I  
20 care mostly about people of Appalachia. And I came  
21 down here to find out for myself what was going on.  
22 And before talking to a lot of people that have been  
23 fighting these issues for a long time, I went door to  
24 door and talked to a lot of people about the coal in  
25 the valley. And some people I talked to suffered from

1 some sort of illness in this valley, whether it's  
2 cancer, whether it's coal black lung, respiratory  
3 problems and other problems. We're breathing every  
4 day silica and coal dust.

5           And for the children, too, kids who have  
6 these problems who have no say so right now. Let's  
7 speak to them. This is an area that we all work  
8 together. I came here to speak to both sides tonight.  
9 We can bring something better to West Virginia. There  
10 has to be something better because coal isn't going to  
11 last forever. Thank you.

12           MR. SASLOW:

13           Thank you.

14           UNIDENTIFIED SPEAKER:

15           I'm 51 years old and I've been brought up  
16 in coal. And I've got a son who's 21, and he'll be  
17 standing up for coal. I don't know that he's ever  
18 eaten a fish out of that river. But the water, if any  
19 of you all can drink the water, the fellow I work with  
20 behind me there, his dad, he's got a well. My dad's  
21 got a well. I've got a well. If anybody needs any  
22 water or anything like that, feel free to ask me for a  
23 drink or something, you know.

24           It's just a bunch of bull because I'm  
25 just trying to raise my family and stuff, and I think



1 like I've heard before that they're trying to bleed  
2 West Virginia to take out some money. And I ain't for  
3 nothing like that. But each and every one of you  
4 would think about what's going on right now. I don't  
5 think it's right. And I think deep down each one of  
6 you don't think it's right. And I leave somebody a  
7 minute so we can get out of here tonight. Thank you.

8 MR. SASLOW:

9 Brian Sutphin.

10 MR. SUTPHIN:

11 I'm Brian Sutphin. I work at Eagle Creek  
12 Mining at Mingo Logan Spruce Number One. Take a look  
13 around you. Right there is a lot of coal miners. We  
14 call it the coal family, whatever you want to call it.  
15 We've got kids to feed, groceries to buy, all of this  
16 good stuff. And as far as I'm concerned, every tree  
17 hugger in here, enviro, whatever you want to call it,  
18 every way you want to look at it, if you're a true  
19 American you couldn't hold your head up when you turn  
20 your lights off tonight. If you're not for coal, go  
21 elsewhere. And these valley people's Clean Water Act,  
22 you all get your BS together, give us the guidelines  
23 to go by. You don't have no idea the stuff we go  
24 through. And I appreciate it.

25 MR. SASLOW:

1           On behalf of my staff and Plexus, I want  
2 to thank you for your participation, your stability,  
3 and your tolerance tonight. You were great. I  
4 apologize for any mispronunciations of names. I  
5 certainly didn't mean to offend anyone. EPA is here  
6 listening. I want you to take those flyers and  
7 continue to participate. I thank you for allowing me  
8 to work with you tonight.

9           MR. GARVIN:

10           I just want to thank you all for coming  
11 up. And for those of you who came and made comments,  
12 I really appreciate it. Again, the comment period is  
13 open until June 1st. We look forward to receiving  
14 comments and all perspectives on this issue will be  
15 taken into account and we'll respond to them. Again,  
16 thank you very much for participating, and have a  
17 great evening.

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20                   HEARING CONCLUDED AT 11:00 P.M.

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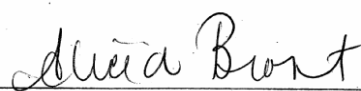
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## CERTIFICATE

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I hereby certify, as the stenographic reporter, that the foregoing proceedings were taken stenographically by me, and thereafter reduced to typewriting by me or under my direction; and that this transcript is a true and accurate record to the best of my ability.

  
Court Reporter